

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN ADJUSTMENT OF RATES OF THE MARTIN COUNTY WATER DISTRICT NO. 1	)	CASE NO. 89-159
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O R D E R

On June 14, 1989, Martin County Water District No. 1 ("Martin No. 1") applied for an increase in its water rates. In August 1989, Martin No. 1 advised the Commission that it required higher rates, albeit minimally higher, than proposed in the application because an additional expense item had been discovered after the application had been filed.

Pursuant to 807 KAR 5:011, Section 8(2)(c), Martin No. 1 advertised the originally proposed rate increase for three consecutive weeks in June 1989. On October 4, 1989, the Commission ordered the utility to publish the notice of its second proposed rate increase in satisfaction of that regulation. The "new" proposed rates were advertised for two consecutive weeks and then omitted from the newspaper for the third week's run. On November 14, 1989, Martin No. 1 moved for a deviation from the requirement that the notice be published in consecutive weekly advertisements. Martin No. 1 alleges that the omission of the notice was the fault of the newspaper and that Martin No. 1 will advertise a third, non-consecutive week.

The Commission finds that the second proposed rate is no more than 25 cents higher per thousand gallons in its design than the rate proposed in June of this year. Further, the Commission finds that Martin No. 1 is in substantial compliance with both the letter and spirit of 807 KAR 5:011, Section 8(2)(c).

The Commission being sufficiently advised, IT IS THEREFORE ORDERED that Martin No. 1's motion for leave to deviate from 807 KAR 5:011, Section 8(2)(c), shall be and hereby is granted and the notice of the rate increase currently proposed by Martin No. 1 by the two consecutive advertisements and the third, non-consecutive advertisement shall be and hereby is accepted as sufficient for the purpose of fulfilling the public notice requirements.

Done at Frankfort, Kentucky, this 11th day of December, 1989.

PUBLIC SERVICE COMMISSION

  
Chairman

  
Vice Chairman

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Commissioner

ATTEST:

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Executive Director